IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital the August 07, 2006
Criminal Bail Application No. 632 of 2006
Order on bail application of accused

CRIMINAL SIDE

Islam S/o Sakhawat
R/o Chaklauhara Milak
R.S. Bhagatpur
District Murababad .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of Case Crime No. 1835 of 2006
Under Section 379,307,427,411,P.C.&
26 Forest Act
District Udham Singh Nagar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case Crime No. 1835 of 2006 Under Sections 379,307,427,411 I.P.C.& 26 Forest Act, P.S. Kashipur, District Udham Singh Nagar.

Heard Smt. Pushpa Joshi, learned counsel for the applicant, learned A.G.A. for the State and perused the record.

According to the prosecution case, the applicant along with another person were carrying the forest goods and when they were intercepted by the forest personnel, then they opened fire at the forest raiding party.

Record further reveals that none has sustained injury during the course of the incident. However, the applicant is in jail since 08.06.2006 and learned A.G.A. for the State could not show any criminal history of the applicant before me.

Having considered the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant be released on bail on his executing a personal bond and furnishing two sureties each in the link amount to the satisfaction of Magistrate concerned.

(B.C. Kandpal, J.)

07.08.2006
ASWAL